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9 IN THE UNITED STATES DISTRICT COURT FOR THE
10 EASTERN DISTRICT OF CALIFORNIA

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12 UNITED STATES OF AMERICA,) CR S-04-0402 DAD
13 Plaintiff,) SUPPLEMENTAL STIPULATION AND
14) PROTECTIVE ORDER RE:
15) DISSEMINATION OF TAXPAYER
PAT SESSION,) IDENTIFICATION AND INFORMATION
16 Defendant.) Ctrm: Honorable Dale A. Drozd
17 _____)
18)

19 IT IS HEREBY STIPULATED AND AGREED among the parties'
20 respective counsel, Samantha S. Spangler, Assistant U.S. Attorney,
21 John C. Whidden and Kate L. Scarborough, Certified Students,
22 representing plaintiff United States of America, and Dennis S. Waks,
23 attorney for defendant Pat Session, Investigator Henry Hawkins, and
Katina Whalen, Secretary to Dennis Waks, as follows:

24 The parties jointly agree that the protective order shall be
25 expanded to allow Henry Hawkins, Investigator for the Office of the
26 Federal Defender, and Katina Whalen, Secretary to Dennis Waks, the
27 ability to view the taxpayer information and identification found on
28 pages Bates stamp numbers 0001 through 0045.

1 The taxpayer identification and return information was obtained
2 by the prosecution for use in this federal criminal proceeding
3 concerning violations of 18 U.S.C. § 1030(a)(2)(B). The information
4 to be disclosed is solely for use in the federal criminal proceeding
5 and preparing for trial.

6 Said discovery should be disclosed only pursuant to the
7 Protective Order. Counsel hereby agree not to disseminate or share
8 the content of the taxpayer identification and return information
9 with anyone other than the signatories to this Stipulation and
10 Protective Order unless authorized by further order of this Court.

11 This protective order supplements the previous stipulation and order

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1 to allow Henry Hawkins, Investigator for the Office of the Federal
2 Defender, and Katina Whalen, Secretary to Dennis Waks, authority to
3 view said taxpayer information in preparation for preparing for
4 trial.

5 DATED: May 3, 2005 McGregor W. Scott
6 United States Attorney

7 By: /s/
8 SAMANTHA S. SPANGLER
9 Assistant U.S. Attorney

10 DATED: May 3, 2005 /s/
11 JOHN C. WHIDDEN
12 Certified Student

13 DATED: May 3, 2005 /s/
14 KATE L. SCARBOROUGH
15 Certified Student

16 DATED: May 3, 2005 Quin Denvir
17 Federal Defender

18 By: /s/
19 DENNIS S. WAKS
20 Attorney for Defendant
PAT SESSION

21 DATED: May 3, 2005 /s/
22 HENRY HAWKINS
23 Investigator for the Office of
the Federal Defender

24 DATED: May 3, 2005 /s/
25 KATINA WHALEN
26 Secretary to Dennis Waks at the
27 Office of the Federal Defender

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ORDER

IT IS ORDERED:

3 The Court hereby expands the protective order to the above
4 signatories, Henry Hawkins, and Katina Whalen, for the purpose of
5 preparing for trial in the criminal proceeding. The signatories to
6 this stipulation and protective order shall not further disclose
7 said discovery to anyone other than the signatories to the attached
8 stipulation, unless otherwise ordered by this Court. Defense
9 counsel shall return said discovery to the U.S. Attorney's Office
10 after the conclusion of the criminal proceedings.

11 DATED: May 3, 2005.

Dale A. Droyd
DALE A. DROYD
UNITED STATES MAGISTRATE JUDGE

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